

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JAN 27 2004

Re the application of: Winfried Edelmann *et al.*

Serial No.: RCE of 09/658,734

Filed: September 11, 2000

For: METHODS FOR IDENTIFYING  
COMPOUNDS WHICH MODULATE THE  
ACTIVITY OF MSH5

Attorney Docket No.: AHN-001DV1RCE

Group Art Unit: 1651

Examiner: Davis, Ruth A.

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1/27/04  
Date of Signature and of Mail Deposit

By:

Lisa M. DiRocco  
Lisa M. DiRocco, Esq.  
Registration No. 51, 619  
Attorney for Applicants

AMENDMENT AND RESPONSE

Dear Sir:

Please amend the application as follows.

FEE SCHEDULE	
ACCOUNTABILITY	
REQUEST ACCOUNT NO.	
12	0080
FEE CODE	VALUE
1201	516
1202	414

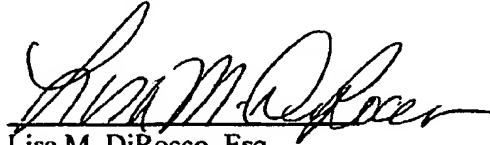
(6)  
(23)

**CONCLUSION**

In view of the amendments set forth above, it is respectfully submitted that this application is in condition for allowance. If there are any remaining issues or the Examiner believes that a telephone conversation with Applicants' Attorney would be helpful in expediting prosecution of this application, the Examiner is invited to call the undersigned at (617) 227-7400.

Respectfully submitted,

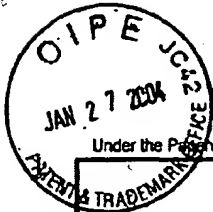
LAHIVE & COCKFIELD, LLP

A handwritten signature in black ink, appearing to read 'Lisa M. DiRocco', is written over a horizontal line.

Lisa M. DiRocco, Esq.  
Registration No.: 51,619  
Attorney for Applicants

28 State Street  
Boston, Massachusetts 02109  
telephone: (617) 227-7400  
facsimile: (617) 742-4214

Date: January 27, 2004



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1651

PTO/SB/60 (09-03)

Approved for use through 07/31/2006. OMB 0651-0031  
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<b>Request For Continued Examination (RCE) Transmittal</b>  Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	<b>Application Number</b>	09/658734-Conf. #9039
	<b>Filing Date</b>	September 11, 2000
	<b>First Named Inventor</b>	Winfried Edelmann
	<b>Art Unit</b>	1651
	<b>Examiner Name</b>	R. A. Davis
	<b>Attorney Docket No.</b>	AHN-001DV1RCE

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This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☒ Affidavit(s)/Declaration(s)

iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 12-0080

i. ☒ RCE fee required under 37 CFR 1.17(e)

ii. ☒ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other \_\_\_\_\_

b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Name (Print/Type)	Lisa M. DiRocco	Registration No. (Attorney/Agent)	51,619
Signature		Date	January 27, 2004

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Dated: January 27, 2004

Signature: (Lisa M. DiRocco)

01/30/2004 MAHNE1 00000141 120080 09658734

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